



**BURLINGTON
ENVIRONMENTAL**

Cheney WAD 2917
FF#3c
6-2-93

Via Facsimile

June 2, 1993

Mr. Douglas Brown
Hazardous Waste Permits Section
Washington Department of Ecology
P.O. Box 47600
Olympia, WA 98504-7600

FILE COPY

Re: Pier 91 Facility Part B Permit Appeal, Proposed Revised Permit Language

Dear Mr. Brown:

As discussed during our meeting on May 12, 1993, Burlington is providing suggested revisions to Conditions II.A.6., II.A.12., and IV.C.4. of the Pier 91 Facility Part B Permit. Upon further review of Ecology's revised language for Condition II.A.16. (regarding ignitability testing), Burlington has determined that the original permit language best suits the operational capabilities of the Pier 91 facility.

We are looking forward to discussing the permit appeal issues with you at our next meeting, scheduled for June 9, 1993 at 9:00 a.m. in Burlington's corporate office. If you have any questions, please call me at (206) 654-8087.

Sincerely,

Keith Lund
Senior Environmental Compliance Specialist

Attachment

cc: Stephanie Delaney, AAG/Ecology
Doug Hotchkiss, Port of Seattle
Galen Tritt, Ecology NWRO
Carrie Sikorski, EPA



ATTACHMENT
JUNE 2, 1993

PROPOSED REVISED PERMIT LANGUAGE
BURLINGTON ENVIRONMENTAL INC.
PIER 91 FACILITY PART B PERMIT

Note: underlining indicates new language, strikethrough indicates deleted language.

II.A.6. EXEMPTION OF CERTAIN WASTESTREAMS FROM ANALYSIS

Ecology's proposed language is acceptable as is. The revised language proposed in Ecology's letter dated April 28, 1993 should not need to be changed to address the issue of alternatives to the required use of a Washington State accredited lab for waste profiling. In addition to providing an revised Quality Assurance Program Plan (QAPP), Burlington will modify language in the appropriate permit attachments (e.g., Waste Analysis Plan, QAPP) to clarify that the Pier 91 laboratory is not used for waste profiling, and that any laboratory used for profiling must meet the standards of the QAPP.

II.A.12. PCB ANALYSIS OF OUTGOING WASTE

Delete previous II.A.12 language regarding PCB analysis specific to incoming wastes, as it simply restates wording found in the Waste Analysis Plan.

Suggested revised language:

II.A.12. The non-aqueous phase of each outgoing shipment of dangerous waste generated at the facility and shipped off-site for further treatment or disposal shall be sampled and analyzed for the presence of regulated concentrations of PCBs, using the PCB Analysis defined in Attachment CC.

Supplemental information:

As discussed in our May 12, 1993 meeting, Burlington has attached a flowchart describing the actions taken in the event regulated PCBs are determined to be present in non-aqueous waste destined for off-site treatment or disposal. The facility Waste Analysis Plan will be modified to incorporate this flowchart.

II.A.16. IGNITABILITY TESTING REQUIREMENTS

Upon further internal discussion of this issue, Burlington has determined that the language contained in the original permit condition is acceptable as is.

IV.C.4. PERMITTEE SAMPLING REQUIREMENTS

Suggested revised language:

- IV.C.4. The Permittee shall submit samples for analysis by an independent, accredited laboratory upon request by the Department. Such submittals shall be limited to two (2) events per year, and 12 samples per event. The Department shall show that the type, interval, and frequency of sampling requested is sufficient to yield data which are representative of the monitored activity. Such an event shall constitute an Agency action subject to the rights of appeal under Chapter 34.05 RCW.

